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**DEPARTMENT OF TRANSPORTATION**  
**Office of the Secretary**

49 CFR Part 1

[OST Docket No. 1; Amdt. 1-221]

**Organization and Delegation of Powers and Duties**

**AGENCY:** Department of Transportation (DOT), Office of the Secretary.

**ACTION:** Final rule.

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**SUMMARY:** This amend'ment delegates authority to the Federal Highway Administrator to take actions under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act. Also, a technical correction is made to a citation concerning environmental enforcement in the delegation to all Administrators.

**EFFECTIVE DATE:** December 7, 1987.

**FOR FURTHER INFORMATION CONTACT:** Samuel E. Whitehom, Office of the General Counsel, Department of Transportation, Washington, DC, (202) 366-9307.

**SUPPLEMENTARY INFORMATION:** Since this amendment relates to Departmental management, procedures, and practice, notice and comment on it are unnecessary and it may be made effective in fewer than thirty days after publication in the **Federal Register**.

The Secretary has determined that the authority to take certain actions under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act, enacted as part of the Fiscal Year 1986 Continuing Resolution (Pub. L. 99-190, 99 Stat. 1288), should be delegated to the Federal Highway Administrator. Under section 324, tolls collected for motor vehicles on any bridge connecting the borough of Brooklyn, New York, and Staten Island, New York, shall only be collected for those vehicles existing from such bridge in Staten Island. The statute also provides a clause addressing enforcement whereby the Secretary of Transportation shall withhold funds if tolls are collected for those vehicles existing from such bridges in the borough of Brooklyn. In addition, the statute provides that toll bridge collection limitations can be amended

upon a determination by the Secretary of Transportation.

Under 49 U.S.C. 322, the Secretary has the authority to delegate responsibilities to other Departmental officials and offices. Therefore, the Secretary has determined that the Federal Highway Administrator should carry out the statutory responsibilities under section 324.

In the delegations to all Administrators at 49 CFR 1.45, a technical correction to paragraph (a)(4) is necessary. Section 4(f) of Pub. L. 86-670, 80 Stat. 934 (49 U.S.C. 3653(f)) was repealed by Pub. L. 97-449, 96 Stat. 2413, 2419 (1983) and recodified at 49 U.S.C. 303.

List of Subjects in 49 CFR Part 1

Authority delegations (government

agencies), Organization and functions (government agencies).

In consideration of the foregoing, Part 1 of Title 49, Code of Federal Regulations, is amended as follows:

#### **PART 1—[AMENDED]**

1. The authority of Part 1 continues to read as follows:

**Authority:** 49 U.S.C. 322.

2. Section 1.45 is amended by revising paragraph (a)(4) to read as follows:

#### **§ 1.45 Delegations to all Administrators.**

(a) \* . \*

(4) Carry out the functions vested in the Secretary concerning environmental enhancement by 49 U.S.C. 303.

\* \* \* \* \*

3. Section 1.48 is amended by adding paragraph (gg) to read as follows:

#### **§ 1.48 Delegations to Federal Highway Administrator.**

\* \* \* \* \*

(gg) Carry out all of the functions vested in the Secretary under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act (Pub. L. 99-190, 99 Stat. 1288), notwithstanding the reservation of authority under § 1.44(j) of this part.

**Issued in Washington, DC. on November 30, 1987.**

**Jim Bumley,**

*Deputy Secretary.*

[FR Doc. 87-27972 Filed 12-4-87; 8:45 am]

**BILLING CODE** 4919-92-M

**[4910 - 621**

**Office of the Secretary**

**49 CFR Part 1**

**(OST Docket No. 1; Amdt. 1-221 )**

**ORGANIZATION AND DELEGATION OF POWERS AND DUTIES**

**AGENCY:** Department of Transportation (DOT), Office of the Secretary.

**ACTION:** Final rule.

**SUMMARY :** This amendment delegates authority to the Federal Highway Administrator to take actions under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act. Also, a technical correction is made to a citation concerning environmental enforcement in the delegation to all Administrators.

**EFFECTIVE DATE:** (date of publication in the FEDERAL REGISTER).

**FOR FURTHER INFORMATION CONTACT:** Samuel E. Whitehorn, Office of the General Counsel, Department of Transportation, Washington, D.C., (202) 366-9307.)

**SUPPLEMENTARY INFORMATION:** Since this amendment relates to Departmental management, procedures, and practice, notice and comment on it are unnecessary and it may be made effective in fewer than thirty days after publication in the Federal Register.

The Secretary has determined that the authority to take certain actions under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act, enacted as

part of the FY 1986 Continuing Resolution (Pub. L. 99-190, 99 Stat. **1288**), should be delegated to the Federal Highway Administrator. Under section 324, tolls collected for motor vehicles on any bridge connecting the borough of Brooklyn, New York, and Staten Island, New **York**, **shall** only be collected for those vehicles exiting from such bridge in Staten Island. The statute also provides a clause addressing enforcement whereby the Secretary of Transportation shall withhold funds if tolls are collected for those vehicles exiting from such bridges in the borough of Brooklyn. In addition, the statute provides that the toll bridge collection limitations can be amended upon a determination by the Secretary of Transportation.

Under 49 U.S.C. § 322, the Secretary has the authority to delegate responsibilities to other Departmental officials and offices. Therefore, the Secretary has determined that the Federal Highway Administrator should carry out the statutory responsibilities under section 324.

In the delegations to all Administrators at 49 CFR 1.45, a technical correction to paragraph (a) (4) is necessary. Section 4(f) of Pub. L. **86-670**, 80 Stat. 934, (**49** U.S.C. § 1653(f)) was repealed by Pub. L. 97-449, 96 Stat. 2413, **2419**(1983) and **recodified** at 49 U.S.C. § 303.

**List of Subjects in 49 CFR Part 1:**

Authority delegations (government agencies);

Organization and functions (government agencies);

Transportation Department

In consideration of the foregoing, Part 1 of title **49**, Code of Federal Regulations, is amended as follows:

1. The authority of Part 1 continues to read as follows:

AUTHORITY: 49 U.S.C. § 322.

2. Section 1.45 is amended by revising paragraph (a) (4) to read as follows:

§ 1.45 Delegations to all Administrators.

(a) \* \* \*

(4) Carry out the functions vested in the Secretary concerning environmental enhancement by 49 U.S.C. § 303.

3. Section 1.48 is amended by adding paragraph (gg) to read as follows:

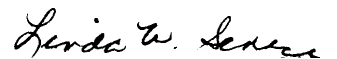
§ 1.48 Delegations to Federal-Highway Administrator.

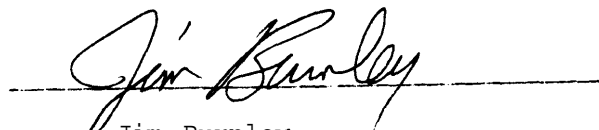
\* \* \* \* \*

(gg) Carry out all of the functions vested in the Secretary under section 324 of the Fiscal Year 1986 Department of Transportation Appropriations Act (Pub. L. **99-190**, 99 Stat. **1288**), notwithstanding the reservation of authority under **1.44(j)** of this part.

Issued in Washington, D.C., on : November 30, 1987

CERTIFIED TO BE A TRUE  
COPY OF THE ORIGINAL:

  
Linda W. Senese  
Certifying Officer

  
Jim Burnley  
Deputy Secretary